



THE CITY OF NEW YORK  
**LAW DEPARTMENT**

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October 29, 2010

**BY ECF**

Honorable Steven M. Gold  
United States Chief Magistrate Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Michael Tumasar v. City of New York, et al., 10 CV 2185 (FB)(SMG)

Your Honor:

As the Assistant Corporation Counsel assigned to the above-referenced action, I write to inform the Court that the parties have reached an agreement to settle this matter and are in the process of preparing the necessary settlement paperwork for submission to Judge Block. Accordingly, the parties respectfully request that the settlement conference scheduled for Monday, November 1, 2010 at 12:00 p.m. be cancelled as moot.

I thank Your Honor for considering the within request.

Respectfully submitted,

/s/

Katherine E. Smith  
Assistant Corporation Counsel  
Special Federal Litigation Division

cc: Honorable Fredric Block, United States Senior District Judge (By ECF)

Stephen L. Drummond, Esq., Counsel for Plaintiff (By ECF)